

PROB 12B
(793)

Report Date: March 21, 2011

United States District Court

for the

Eastern District of Washington

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

MAR 23 2011

**Request for Modifying the Conditions or Term of Supervision
with Consent of the Offender**
(Probation Form 49, Waiver of Hearing is Attached)

JAMES R. LARSEN, CLERK
DEPUTY
SPOKANE, WASHINGTON

Name of Offender: Tye Wade Oien

Case Number: 2:06CR00117-001

Name of Sentencing Judicial Officer: The Honorable Lonny R. Suko, U.S. District Judge

Date of Original Sentence: 03/26/2007

Type of Supervision: Supervised Release

Original Offense: Felon in Possession of a Firearm
and Ammunition, 18 U.S.C. §§ 922(g)(1) and 924

Date Supervision Commenced: 01/07/2009

Original Sentence: Prison - 30 Months; TSR - 36
Months

Date Supervision Expires: 01/06/2012

PETITIONING THE COURT

To modify the conditions of supervision as follows:

- 19 You shall complete 30 hours of community service work, at the rate of not less than 15 hours per month, at a not-for-profit site approved in advance by the supervising probation officer. The hours are to be completed in full no later than May 18, 2011.

CAUSE

As a condition of the defendant's term of supervised release, he is required to submit to drug testing at a rate not to exceed six tests per month. Mr. Oien failed to report for his drug test on March 7, 2011. On March 8, 2011, he reported for drug testing at the U.S. Probation Office, and submitted a sample that was presumptive positive for methamphetamine. Alere Toxicology has confirmed that the sample provided was positive for methamphetamine.

Mr. Oien has agreed to return to drug treatment at his own expense. He has scheduled an assessment on March 24, 2011, through Lakeside. Further, as a consequence for failing to abstain from controlled substances, he has agreed to complete 30 hours of community service.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on: 03/21/2011

s/Matthew L. Thompson

Matthew L Thompson
U.S. Probation Officer

Prob 12B

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THE COURT ORDERS

- ☐ No Action
- ☐ The Extension of Supervision as Noted Above
- ☒ The Modification of Conditions as Noted Above
- ☐ Other



Signature of Judicial Officer

3/23/11

Date

PROB 49
(J/89)

United States District Court

Eastern District of Washington

Waiver of Hearing to Modify Conditions of Probation/Supervised Release or Extend Term of Supervision


I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Probation and Supervised Release or my period of supervision being extended. By "assistance of counsel," I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to following modification of my Conditions of Probation and Supervised Release or to the proposed extension of my term of supervision:


To modify the conditions of supervision as follows:

- 19 You shall complete 30 hours of community service work, at the rate of not less than 15 hours per month at a not-for-profit site approved in advance by the supervising probation officer. The hours are to be completed in full no later than May 18, 2011.

Witness:


Matthew L. Thompson
U.S. Probation Officer

Signed:


Tye Wade Oien
Probationer or Supervised Releasee

March 18, 2011

Date